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PATENT

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF

: Donald E. Helle and Ernest W. Looman, Jr.

FOR

: TIRE TREAD DIE

SERIAL NO.

: 09/884,668

FILED

: June 19, 2001

LAST OFFICE ACTION

: Unknown

EXAMINER

: Unknown

GROUP ART UNIT

: 1707

ATTORNEY DOCKET NO.

: DN2001040 (1065.0119)

Akkon, OH 44308-1136

August 21, 2001

CERTIFICATE OF MAILING

I hereby certify that this **INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. §1.56 and §1.97** is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner of Patents and Trademarks, Washington, DC 20231, on this 23 day of August, 2001.

By: Janet E. Sigler
Janet E. Sigler

Commissioner of Patents
and Trademarks
Washington, D.C. 20231

INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. §1.56 and §1.97

Dear Sir:

In accordance with 37 C.F.R. § 1.56 the applicant files this Information Disclosure Statement (IDS) under at least one of the following five circumstances:

1. _____ **No Information to disclose:** applicant has no information to disclose at this time.

2. **Under § 1.97(i):** this IDS is filed with the knowledge that it will NOT be considered.

- this IDS is filed BEFORE the grant of a patent; AND
- this IDS does NOT comply with the requirements noted below
- applicant notes that the information disclosed herein WILL be placed in the file

3. **Under § 1.97(b):** this IDS should be considered because it is being filed

- within 3 months of the filing date of a national application OR
- within 3 months of the date of entry of the national stage of an international appl. OR
- before the mailing date of a first Office Action on the merits, whichever occurs last.

4. **Under § 1.97(c):** this IDS should be considered because it is being filed

- after the period specified Under § 1.97(b) above but BEFORE either
- the mailing date of a final action under § 1.113 OR
- the mailing date of a notice of allowance under § 1.311, whichever occurs last,
- AND is accompanied by either:

A) one of the following statements under § 1.97(e):

I, Frederick K. Lacher, Esq., the undersigned hereby state:

(1) Each item of information contained in this information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this statement, OR

(2) To the knowledge of the undersigned, after making reasonable inquiry, no item of information contained in this statement was known to any individual designated in 37 C.F.R. § 1.56(c) more than 3 months prior to the filing of this statement; OR

B) A check in the amount of \$240.00 is enclosed to cover the Information Disclosure Statement (IDS) Fee under 37 C.F.R. § 1.17(p) as required when neither item (1) nor (2) above are selected.

5. **Under § 1.97(d):** this IDS should be considered because it is being filed

- after the period specified Under § 1.97(c) above but
- ON OR BEFORE payment of the issue fee,
- and is accompanied by:

A) one of the following statements under § 1.97(e):

I, Frederick K. Lacher, Esq., the undersigned hereby state:

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(1) _____ Each item of information contained in this information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this statement, OR

(2) _____ To the knowledge of the undersigned, after making reasonable inquiry, no item of information contained in this statement was known to any individual designated in 37 C.F.R. § 1.56(c) more than 3 months prior to the filing of this statement; AND

B) _____ a petition requesting consideration of the IDS; AND

C) _____ A check in the amount of \$ 130.00 is enclosed for the petition fee as set forth under 37 C.F.R. § 1.17(i).

In accordance with § 1.56 and § 1.97 the references listed below and on the attached form PTO-1449 are being brought to the attention of the Examiner for consideration in connection with the examination of the above-identified patent application. Copies of these cited documents are enclosed.

English-Language Documents

Patentee	Patent No.	Issue Date
Aoki	5,397,616	3/14/95
Bagot	603,161	4/26/1898
Capelle	5,653,994	3/31/87
Gerresheim et al	5,942,069	8/24/99
Kline et al.	4,526,528	7/2/85
Looman et al.	5,017,118	5/21/91
Rampl	4,739,811	4/26/88
Rampl	4,580,608	4/8/86
Schallmeier et al.	4,698,245	10/6/87
Teeple et al.	5,518,055	5/21/96
Toth Jr.	4,308,083	12/29/81
Walker	2,445,725	7/20/48

Foreign Patent Documents in English

Country	Patent No.	Issue Date
UK	2058687	1.10.79
France	WO9901299	14.01.99
Japan	EP0881080	02.12.98
Japan	EP0878330	18.11.98
Brazil	PI9203878-6A	05/04/94
UK	2066171	12.12.79

Foreign-Language Documents

Country	Patent No.	Issue Date
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Other Documents

X Please charge deposit account No. 05-0875 if any additional fees are required.

It is respectfully requested that the Examiner indicate consideration of the cited references by returning a copy of the attached form PTO-1449 with initials or other appropriate marks.

Respectfully submitted,

EMERSON & SKERIOTIS

August 23, 2001
Date

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